

## REMARKS

Applicant has carefully studied the outstanding Official Action mailed on June 26, 2008. This response is intended to be fully responsive to all points of rejection raised by the Examiner and is believed to place the application in condition for allowance. Favorable reconsideration and allowance of the application are respectfully requested.

Applicants wish to express their gratitude to Examiner Nguyen for the courtesy of email correspondence with their representative David Klein, Registered Patent Agent 41118, on June 26 and 30, 2008.

Claims 1-8 stand rejected under 35 USC §103(a) as being unpatentable by Garfield et al. (US 6816744) in view of Borkan (US 6662053), further in view of Fuchs (US 5747996).

As mentioned previously, the inventors presented the claimed technique and system at The SMFM (Society for Maternal-Fetal Medicine) 28th Annual Meeting Highlights, January 28 – February 2, 2008, Dallas, Texas. No one thought before that presenting electrical muscular activity signals as sensed by the EMG sensor(s) and the three-dimensional positions of the EMG sensor(s) at the same time could dramatically improve prediction of whether pre-term labor turns into pre-term or full-term delivery.

Accordingly, the combination of Garfield et al., Borkan and Fuchs does not teach or contemplate utilizing the position sensor to provide an output and display of said electrical muscular activity signals and their three-dimensional positions at the same time, to indicate onset of premature birth based on the three-dimensional positions of the at least one EMG sensor together with TOCO information from the TOCO sensor, as claimed in the instant application.

Accordingly, claims 1-8 are deemed allowable. Applicant respectfully requests that a timely Notice of Allowance be issued in this case.

Recognizing that Internet communications are not secure, the undersigned hereby authorizes the USPTO to communicate with the undersigned concerning any subject matter of this application by electronic mail. The undersigned understand that a copy of these communications will be made of record in the application file.

Respectfully submitted,

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